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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Docket No.: YOR9-2000-0698US1

Charles C. PECK, *et. al.*

Serial No.: 09/865,485

Group Art Unit: 2173

Filed: May 29, 2001

Examiner: BASOM, Blaine T.

For: **EYEGAZE CONTROL OF DYNAMIC  
INFORMATION PRESENTATION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**NOTICE OF RECEIPT OF NOTICE OF ALLOWANCE  
(ALTERNATIVELY CONDITIONAL NOTICE OF APPEAL)**

Sir:

Since filing a Reply under 37 C.F.R. 1.116 on August 25, 2004, Applicants have received a courtesy copy of a Notice of Allowance for the above-referenced application, withdrawing the finality of the last rejection. In conversations with the Examiner, the Examiner has indicated that the official copy of the Notice of Allowance has been prepared and is in the process of being mailed. Consequently, no further response is required.

If necessary, Applicants hereby provide conditional Notice of Appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner in the Office Action dated May 25, 2004 finally rejecting claims 1-8, 10, 11, 13, 14, and 16 in the above-identified application. If the conditional Notice of Appeal is appropriate, Applicants further request that any fees associated the Notice of Appeal be deducted from Deposit Account Number 23-1951.

Respectfully submitted,

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